

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO.428 OF 2007

Balasaheb Ganpat Tambe ..Petitioner

Versus

Smt.Shantabai Balasaheb Tambe & Anr. ..Respondents

Mr.C.R.Sonawane for the petitioner.

Mrs.M.H.Mhatre APP for the State.

Coram : R.S.MOHITE, J

Date : 19.11.2007.

PC

1. This writ petition directed against the concurrent findings of 2 lower Courts granting Rs.300/- by way of maintenance to the respondent no.1. The only ground which is urged that the maintenance ought not to have been granted because the wife has applied for the maintenance in the year 2002 and infact the marriage took place in the year 1974. It is sought to be argued that the respondent no.1 had left matrimonial home in the year 1978. This itself cannot be a ground for allowing the petition. Petition is therefore, dismissed.

(R.S.MOHITE, J)